



Senate

General Assembly

File No. 208

February Session, 2018

Senate Bill No. 220

Senate, April 4, 2018

The Committee on Public Safety and Security reported through SEN. LARSON of the 3rd Dist. and SEN. GUGLIELMO of the 35th Dist., Chairpersons of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT PROHIBITING THE OPERATION OF GREYHOUND RACING IN THE STATE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsections (i) to (s), inclusive, of section 12-574 of the
2 general statutes are repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2018*):

4 (i) The commissioner shall adopt regulations governing the
5 operation of the off-track betting system and facilities, tracks, stables [,
6 kennels] and frontons, including the regulation of betting in
7 connection therewith, to insure the integrity and security of the
8 conduct of meetings and the broadcast of racing events held pursuant
9 to this chapter. Such regulations shall include provision for the
10 imposition of fines and suspension of licenses for violations thereof.
11 [Prior to the adoption of any regulations concerning the treatment of
12 animals at any dog race track, the commissioner shall notify the
13 National Greyhound Association of the contents of such regulations

14 and of its right to request a hearing pursuant to chapter 54.] The
15 commissioner shall have the authority to impose a fine of up to (1)
16 seventy-five thousand dollars for any violation of such regulations by
17 a licensee authorized to conduct a meeting or operate the off-track
18 betting system under this section; (2) five thousand dollars for any
19 violation of such regulations by a business organization licensed as an
20 affiliate licensee authorized to exercise control over an association; and
21 (3) two thousand five hundred dollars for any such violation by any
22 other licensee licensed by the commissioner. The stewards or judges of
23 a meeting acting in accordance with such regulations shall have the
24 authority to impose a fine of up to five hundred dollars for any such
25 violation by such licensee, and the players' manager of a jai alai
26 exhibition acting in accordance with such regulations shall have the
27 authority to recommend to the judges that a fine should be considered
28 for a player who may have violated such regulations. The
29 commissioner may delegate to the stewards and judges of a meeting
30 the power to suspend the license of any occupational licensee
31 employed in this state by an association licensee for a period not to
32 exceed sixty days for any violation of such regulations. If any license is
33 suspended, such stewards and judges of a meeting shall state the
34 reasons therefor in writing. All fines imposed pursuant to this section
35 shall be paid over to the General Fund upon receipt by the department.
36 Any person or business organization fined or suspended pursuant to
37 this section shall have a right of appeal to the commissioner for a
38 hearing that shall be conducted pursuant to chapter 54. Any person or
39 business organization aggrieved by a decision of the commissioner
40 following such a hearing shall have a right of appeal pursuant to
41 section 4-183.

42 (j) The commissioner shall have the power to require that the books
43 and records of any licensee, other than an occupational licensee, shall
44 be maintained in any manner which [he] the commissioner may deem
45 best, and that any financial or other statements based on such books
46 and records shall be prepared in accordance with generally accepted
47 accounting principles in such form as [he] the commissioner shall
48 prescribe. The commissioner or [his] the commissioner's designee shall

49 also be authorized to visit, to investigate and to place expert
50 accountants and such other persons as [he may deem] may be deemed
51 necessary, in the offices, tracks, frontons, off-track betting facilities or
52 places of business of any such licensee, for the purpose of satisfying
53 himself or herself that the department's regulations are strictly
54 complied with.

55 (k) The commissioner may at any time for good cause require the
56 removal of any employee or official employed by any licensee
57 hereunder.

58 (l) The commissioner may, on his or her own motion or upon
59 application, exempt any person or business organization from the
60 licensing requirements of this chapter or some or all of the disclosure
61 requirements of chapter 226b, provided the applicant does not exercise
62 control in or over an integral part of any activity which is authorized
63 under this chapter. The burden of proving that an exemption should
64 be granted rests solely with the applicant. The commissioner may limit
65 or condition the terms of an exemption and such determination shall
66 be final.

67 (m) Any person aiding or abetting in the operation of an off-track
68 betting system or the conduct of any meeting within this state at which
69 racing or the exhibition of the game of jai alai shall be permitted for
70 any stake, purse or reward, except in accordance with a license duly
71 issued and unsuspended or unrevoked by the commissioner, shall be
72 guilty of a class A misdemeanor.

73 (n) The majority of the membership of the board of directors of any
74 corporation licensed to operate the off-track betting system or to hold
75 or conduct any meeting within the state of Connecticut at which racing
76 or the exhibition of the game of jai alai shall be permitted for any stake,
77 purse or reward, shall be residents of the state of Connecticut.

78 (o) Any license granted under this section, other than an association
79 license authorizing the licensee to conduct a meeting or operate the off-
80 track betting system, as described in subsection (a) of this section, or an

81 affiliate license authorizing the licensee to exercise control in or over
82 an association licensee, as described in subsection (e) of this section,
83 shall be effective for not more than one year from the date of issuance.
84 Initial application for and renewal of any license shall be in such form
85 and manner as the commissioner shall prescribe by regulation.

86 [(p) Any person or business organization issued a license to conduct
87 dog racing shall establish a pet adoption program for the proper
88 housing and care of retired greyhounds and shall provide financial
89 support for such program and any facility operated to implement such
90 program.

91 (q) Any person or business organization issued a license to conduct
92 dog racing pursuant to subsection (c) of section 12-574c shall employ
93 persons who, at the time of employment, are recipients of assistance
94 under the state-administered general assistance program, state
95 supplement program, medical assistance program, temporary family
96 assistance program or supplemental nutrition assistance program to
97 fill not less than twenty per cent of the positions created by the
98 conversion of a jai alai fronton to a dog race track if such persons have
99 been trained for such employment by public or publicly funded
100 agencies in coordination with such licensee.

101 (r) Any person or business organization issued a license to conduct
102 dog racing pursuant to subsection (c) of section 12-574c shall provide
103 an on-site child care center, as described in section 19a-77, for use by
104 employees of the dog race track. Such licensee shall employ persons
105 who, at the time of employment, are recipients of aid under chapter
106 302 or 308 to fill not less than fifty per cent of the positions at such
107 child care center if such persons have been trained for such
108 employment by public or publicly funded agencies in coordination
109 with such licensee.

110 (s) Notwithstanding any other provisions of this chapter to the
111 contrary, any person or business organization issued a license to
112 conduct dog racing may operate on a year-round basis and may
113 conduct such number of performances as it may elect, provided the

114 total number of such performances does not exceed five hundred
115 eighty performances in any calendar year.]

116 Sec. 2. Section 12-574c of the general statutes is repealed and the
117 following is substituted in lieu thereof (*Effective October 1, 2018*):

118 (a) The Department of Consumer Protection shall not issue a license
119 authorizing any person, firm, corporation or association to conduct
120 horse racing [, dog racing] or jai alai events.

121 (b) Notwithstanding the provisions of subsection (a) of this section,
122 the department may renew any license issued prior to May 23, 1979, to
123 conduct horse racing or jai alai events or issue such a license to a
124 currently operating facility.

125 [(c) Notwithstanding the provisions of subsection (a) of this section,
126 the department may, on or after July 5, 1991, issue one additional
127 license authorizing a person or business organization to conduct dog
128 racing to a person or business organization holding a license to
129 conduct jai alai events or to the successor of such business organization
130 upon the surrender of the license to conduct jai alai events.]

131 [(d)] (c) No licensee shall move any horse race track [, dog race
132 track] or jai alai fronton to any municipality other than the
133 municipality in which such facility was located on July 5, 1991.

134 Sec. 3. Section 12-574a of the general statutes is repealed and the
135 following is substituted in lieu thereof (*Effective October 1, 2018*):

136 (a) Whenever a person or business organization files an application
137 with the department for a license to conduct an activity regulated by
138 section 12-574, as amended by this act, exclusive of renewal license
139 applications, the department shall forward within five days to the
140 town clerk of the town within which such activity is proposed to be
141 carried on a statement specifying the prospective applicant, the
142 proposed activity, the site on which such activity is proposed to be
143 conducted and the fact that an application has been filed with the
144 department. Within ten days after such statement has been filed, such

town clerk shall cause notice of such filing to be published in a newspaper having a circulation in the town wherein the activity is to be conducted. The question of the approval of the conducting of such activity shall be submitted to the electors of such town at a special election called for the purpose to be held not less than thirty nor more than sixty days after such publication, in conformity with the provisions of section 9-369, or at a regular town election if such election is to be held more than sixty but not more than one hundred twenty days after such publication, such question shall be so submitted and the vote shall be taken in the manner prescribed by said section 9-369. The town clerk shall notify the department of the results of such election. The disapproval of the conducting of such activity by a majority of those voting on the question shall be a bar to the granting of a license to such applicant to conduct such activity at such location. All costs incurred by a municipality in connection with such referendum shall be paid to said municipality by the person or business organization filing such application for such license. The provisions of this subsection shall not apply to any licensee authorized to operate the off-track betting system with respect to any off-track betting facility approved prior to June 25, 1993.

(b) No licensee may conduct any racing or jai alai event on any Sunday without the prior approval of the legislative body of the town in which the event is scheduled to take place.

(c) No licensee authorized to operate the off-track betting system may conduct any off-track pari-mutuel wagering on any racing program on any Sunday without the prior approval of the legislative body of the town in which such off-track betting facility is located.

[(d) Notwithstanding the provisions of subsection (a) of this section, the prior approval of the legislative body only of the town shall be required in the event the department issues a license pursuant to subsection (c) of section 12-574c.]

Sec. 4. Section 12-575 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2018*):

178 (a) The department may permit at racing events, exhibitions of the
179 game of jai alai licensed under the provisions of this chapter or at off-
180 track betting facilities, betting under a pari-mutuel system, so called,
181 including standard pari-mutuel, daily double, exacta, quinella, trifecta,
182 superfecta, twin trifecta, pick four and pick six betting, and such other
183 forms of multiple betting as the department may determine.

184 (b) The pari-mutuel system, so called, shall not be used or permitted
185 at any location other than the race track at which the racing event is
186 licensed to be conducted or the fronton at which the game of jai alai is
187 licensed to be played or at an off-track betting facility operated by the
188 department or by a licensee authorized to operate the off-track betting
189 system. A computerized electronic totalizator system, approved by the
190 commissioner, shall be used to conduct pari-mutuel wagering at each
191 racing or jai alai event. A computerized electronic totalizator system
192 approved by the commissioner and, where authorized by subsection
193 (b) of section 12-571a, and approved by the commissioner, a simulcast
194 system shall be used to conduct pari-mutuel wagering and
195 simulcasting of off-track betting race programs at off-track betting
196 facilities. The commissioner may require any licensee to submit
197 information concerning the daily operation of such totalizator or
198 simulcast system which [he] the commissioner deems necessary for the
199 effective administration of this chapter, including records of all
200 wagering transactions, in such form and manner as [he] the
201 commissioner shall prescribe.

202 (c) (1) Except as provided in subdivision (2) of this subsection, each
203 licensee conducting horse racing events under the pari-mutuel system
204 shall distribute all sums deposited in any pari-mutuel program to the
205 holders of winning tickets therein, less seventeen per cent of the total
206 deposits plus the breakage to the dime of the amount so retained [;]
207 and each licensee conducting jai alai events shall distribute all sums
208 deposited in any pari-mutuel program to the holders of winning
209 tickets therein, less a maximum of eighteen per cent of the deposits in
210 the win, place or show pools and less a maximum of twenty-three per
211 cent of the deposits in all other pools plus the breakage to the dime of

212 the amount so retained. [; each licensee conducting dog racing events
 213 shall distribute all sums deposited in any pari-mutuel program to the
 214 holders of winning tickets therein, less a maximum of nineteen per
 215 cent of the deposits in the win, place or show pools and less a
 216 maximum of twenty-seven per cent of the deposits in all other pools
 217 plus the breakage to the dime of the amount so retained, or, shall
 218 distribute all sums deposited in all of its pari-mutuel programs
 219 conducted on any day to the holders of winning tickets therein less
 220 twenty per cent of the total deposits plus the breakage to the dime of
 221 the amount so retained, provided on and after July 1, 1992, each
 222 licensee conducting dog racing events on July 5, 1991, shall allocate
 223 four per cent of all sums deposited in any pari-mutuel program to
 224 purses, one-quarter of one per cent to capital expenditures for
 225 alterations, additions, replacement changes, improvements or major
 226 repairs to or upon the property owned or leased by any such licensee
 227 and used for such racing events, and one-quarter of one per cent to
 228 promotional marketing, to reduce the costs of admission, programs,
 229 parking and concessions and to offer entertainment and giveaways.
 230 Each licensee conducting dog racing events shall, on an annual basis,
 231 submit to the department certified financial statements verifying the
 232 use of such allocations for purses, capital improvements and
 233 promotional marketing.] (2) Each licensee conducting racing or jai alai
 234 events may carry over all or a portion of the sums deposited in any
 235 pari-mutuel program, less the amount retained as herein provided, in
 236 the twin trifecta, pick four or pick six pari-mutuel pool to another pool,
 237 including a pool in a succeeding performance.

238 (d) Each licensee conducting horse racing events under the pari-
 239 mutuel system shall pay to the state, and there is hereby imposed: (1)
 240 A tax on the total money wagered in the pari-mutuel pool on each and
 241 every day the licensee conducts racing events, pursuant to the
 242 following schedule:

T1	Total Wagered	Tax
T2	0 to \$100,001	3.25% on the entire pool
T3	\$100,001 to \$200,001	3.75% on the entire pool

T4	\$200,001 to \$300,001	4.25% on the entire pool
T5	\$300,001 to \$400,001	4.75% on the entire pool
T6	\$400,001 to \$500,001	5.25% on the entire pool
T7	\$500,001 to \$600,001	5.75% on the entire pool
T8	\$600,001 to \$700,001	6.25% on the entire pool
T9	\$700,001 to \$800,001	6.75% on the entire pool
T10	\$800,001 to \$900,001	7.25% on the entire pool
T11	\$900,001 to \$1,000,001	7.75% on the entire pool
T12	\$1,000,001 and over	8.75% on the entire pool

243 and (2) a tax equal to one-half of the breakage to the dime resulting
 244 from such wagering. The commissioner shall by regulation adopted in
 245 accordance with the provisions of chapter 54 designate the percentage
 246 of the difference between the seventeen per cent specified in
 247 subsection (c) of this section and the tax specified in this subsection,
 248 which shall be allocated as prize or purse money for the horses racing
 249 at each facility.

250 [(e) Each licensee conducting dog racing events under the pari-
 251 mutuel system shall pay to the state, and there is hereby imposed: (1)
 252 (A) A tax at the rate of two per cent on the total money wagered in the
 253 pari-mutuel pool on each and every day the licensee conducts racing
 254 events or (B) on or after July 1, 1993, in the case of any licensee licensed
 255 prior to July 5, 1991, (i) a tax at the rate of two per cent on any amount
 256 up to and including fifty million dollars of the total money wagered in
 257 the pari-mutuel pool in any state fiscal year during which a licensee
 258 licensed prior to July 5, 1991, conducts racing events, (ii) a tax at the
 259 rate of three per cent on any amount in excess of fifty million dollars
 260 and up to and including eighty million dollars of the total money
 261 wagered in the pari-mutuel pool in any state fiscal year during which a
 262 licensee licensed prior to July 5, 1991, conducts racing events, and (iii)
 263 a tax at the rate of four per cent on any amount in excess of eighty
 264 million dollars of the total money wagered in the pari-mutuel pool in
 265 any state fiscal year during which a licensee licensed prior to July 5,
 266 1991, conducts racing events, and (2) a tax equal to one-half of the
 267 breakage to the dime resulting from such wagering.]

268 [(f)] (e) Each licensee operating a fronton at which the game of jai
269 alai is licensed to be played under the pari-mutuel system shall pay to
270 the state and there is hereby imposed: (1) (A) A tax at the rate of two
271 per cent on any amount up to and including fifty million dollars of the
272 total money wagered on such games, (B) a tax at the rate of three per
273 cent of any amount in excess of fifty million dollars and up to and
274 including eighty million dollars of the total money wagered on such
275 games, and (C) a tax at the rate of four per cent on any amount in
276 excess of eighty million dollars of the total money wagered on such
277 games, and (2) a tax equal to one-half of the breakage to the dime
278 resulting from such wagering.

279 [(g)] (f) The licensee authorized to operate the system of off-track
280 betting under the pari-mutuel system shall pay to the state and there is
281 hereby imposed: (1) A tax at the rate of three and one-half per cent on
282 the total money wagered in the pari-mutuel pool on each and every
283 day the licensee broadcasts racing events, and (2) a tax equal to one-
284 half of the breakage to the dime resulting from such wagering.

285 [(h)] (g) The commissioner shall assess and collect the taxes imposed
286 by this chapter under such regulations as [he] the commissioner may
287 prescribe, in accordance with the provisions of chapter 54. All taxes
288 hereby imposed shall be due and payable by the close of the next
289 banking day after each day's racing or jai alai exhibition. If any such
290 tax is not paid when due, the commissioner shall impose a
291 delinquency assessment upon the licensee in the amount of ten per
292 cent of such tax or ten dollars, whichever amount is greater, plus
293 interest at the rate of one and one-half per cent of the unpaid principal
294 of such tax for each month or fraction of a month from the date such
295 tax is due to the date of payment. Subject to the provisions of section
296 12-3a, the commissioner may waive all or part of the penalties
297 provided under this subsection when it is proven to [his] the
298 commissioner's satisfaction that the failure to pay such tax within the
299 time required was due to reasonable cause and was not intentional or
300 due to neglect. Failure to pay any such delinquent tax upon demand
301 may be considered by the commissioner as cause for revocation of

302 license.

303 [(i)] (h) The commissioner shall devise a system of accounting and
304 shall supervise betting at such track, fronton or off-track betting facility
305 in such manner that the rights of the state are protected and shall
306 collect all fees and licenses under such regulations as [he] the
307 commissioner shall prescribe, in accordance with the provisions of
308 chapter 54.

309 [(j)] (i) The amount of unclaimed moneys, as determined by the
310 commissioner, held by any licensee other than by licensees authorized
311 to operate a jai alai fronton [, dog race track] or the off-track betting
312 system on account of outstanding and uncashed winning tickets, shall
313 be due and payable to the commissioner, for deposit in the General
314 Fund of the state, at the expiration of one year after the close of the
315 meeting during which such tickets were issued. If any such unclaimed
316 moneys are not paid when due, the commissioner shall impose a
317 delinquency assessment upon the licensee in the amount of ten per
318 cent of such moneys or ten dollars, whichever amount is greater, plus
319 interest at the rate of one and one-half per cent of the unpaid principal
320 of such moneys for each month or fraction of a month from the date
321 such moneys are due to the date of payment. Subject to the provisions
322 of section 12-3a, the commissioner may waive all or part of the
323 penalties provided under this subsection when it is proven to [his] the
324 commissioner's satisfaction that the failure to pay such moneys to the
325 state within the time required was due to reasonable cause and was
326 not intentional or due to neglect.

327 [(k)] (j) The commissioner may authorize deputies and the
328 Commissioner of Revenue Services or his or her agents are authorized
329 to enter upon the premises at any racing event, jai alai exhibition or
330 off-track betting race event for the purpose of inspecting books and
331 records, supervising and examining cashiers, ticket sellers, pool sellers
332 and other persons handling money at said event and such other
333 supervision as may be necessary for the maintenance of order at such
334 event.

335 [(l)] (k) (1) The commissioner shall pay each municipality in which a
336 horse race track is located, one-quarter of one per cent of the total
337 money wagered on horse racing events at such race track, except the
338 commissioner shall pay each such municipality having a population in
339 excess of fifty thousand one per cent of the total money wagered at
340 such horse racing events in such municipality. The commissioner shall
341 pay each municipality in which a jai alai fronton [or dog race track] is
342 located one-half of one per cent of the total money wagered on jai alai
343 games [or dog racing events] at such fronton, [or dog race track,]
344 except the commissioner shall pay each such municipality having a
345 population in excess of fifty thousand one per cent of the total money
346 wagered on jai alai games [or dog racing events] at such fronton [or
347 dog race track] located in such municipality. The commissioner shall
348 pay each municipality in which an off-track betting facility is located
349 one and three-fifths per cent of the total money wagered in such
350 facility less amounts paid as refunds or for cancellations. The
351 commissioner shall pay to both the city of New Haven and the town of
352 Windsor Locks an additional one-half of one per cent of the total
353 money wagered less any amount paid as a refund or a cancellation in
354 any facility equipped with screens for simulcasting after October 1,
355 1997, located within a fifteen-mile radius of facilities in New Haven
356 and Windsor Locks. Payment shall be made not less than four times a
357 year and not more than twelve times a year as determined by the
358 commissioner, and shall be made from the tax imposed pursuant to
359 subsection (d) of this section for horse racing, subsection (e) of this
360 section [for dog racing, subsection (f) of this section] for jai alai games
361 and subsection [(g)] (f) of this section for off-track betting. (2) [If, for
362 any calendar year after the surrender of a license to conduct jai alai
363 events by any person or business organization pursuant to subsection
364 (c) of section 12-574c and prior to the opening of any dog race track by
365 such person or business organization, any other person or business
366 organization licensed to conduct jai alai events is authorized to
367 conduct a number of performances greater than the number
368 authorized for such licensee in the previous calendar year, the
369 commissioner shall pay the municipality in which the jai alai fronton

370 for which such license was surrendered was located, rather than the
371 municipality in which the jai alai fronton conducting the increased
372 performances is located, one-half of one per cent of the total money
373 wagered on jai alai games for such increased performances at the
374 fronton which conducted the additional performances, except the
375 commissioner shall pay each such municipality having a population in
376 excess of fifty thousand one per cent of the total money wagered on jai
377 alai games for such increased performances at such fronton. (3) During
378 any state fiscal year ending on or after June 30, 1993, the commissioner
379 shall pay each municipality in which a dog race track was operating
380 prior to July 5, 1991, one per cent of the total money wagered on dog
381 racing events at such dog race track. (4) During the state fiscal year
382 ending June 30, 2001, each municipality in which a dog race track was
383 operating prior to July 5, 1991, shall pay the Northeast Connecticut
384 Economic Alliance, Inc. two-tenths of one per cent of the total money
385 wagered on dog racing events at any dog race track operating prior to
386 July 5, 1991. (5)] In the event a licensee incurs a loss from the operation
387 of a pari-mutuel facility, as determined by the commissioner, the
388 legislative body of the city or town in which such facility is located
389 may direct the commissioner to credit or rebate all or a part of the
390 revenue otherwise due to the municipality back to the facility. In no
391 case shall such credit and such reimbursement exceed the amount of
392 the licensee's loss, and in no fiscal year shall these provisions affect the
393 total fees paid to the state by the authorized operator of the off-track
394 betting system on its off-track betting activities.

395 Sec. 5. Section 12-578 of the 2018 supplement to the general statutes
396 is repealed and the following is substituted in lieu thereof (*Effective*
397 *October 1, 2018*):

398 (a) The commissioner shall adopt regulations, in accordance with
399 the provisions of chapter 54, governing registration and the issuance
400 and annual renewal of licenses and payment of annual nonrefundable
401 application fees for the same in accordance with the following
402 schedule:

403 (1) Registration: (A) Stable name, one hundred dollars; (B)
404 partnership name, one hundred dollars; (C) colors, twenty dollars; [;
405 (D) kennel name, one hundred dollars.]

406 (2) Licenses: (A) Owner, one hundred dollars; (B) trainer, one
407 hundred dollars; (C) assistant trainer, one hundred dollars; (D) jockey,
408 forty dollars; (E) jockey agent, for each jockey, one hundred dollars; (F)
409 stable employees, including exercise boy, groom, stable foreman, hot
410 walker, outrider, twenty dollars; (G) veterinarian, one hundred dollars;
411 (H) jockey apprentice, forty dollars; (I) driver, one hundred dollars; (J)
412 valet, twenty dollars; (K) blacksmith, twenty dollars; (L) plater, twenty
413 dollars; (M) concessionaire, for each concession, two hundred fifty
414 dollars; (N) concessionaire affiliate, for each concession of the
415 concessionaire, two hundred fifty dollars; (O) concession employees,
416 twenty dollars; (P) jai alai players, one hundred dollars; (Q) officials
417 and supervisors, one hundred dollars; (R) pari-mutuel employees,
418 forty dollars; (S) other personnel engaged in activities regulated under
419 this chapter, twenty dollars; (T) vendor, for each contract, two hundred
420 fifty dollars; (U) totalizator, for each contract, two hundred fifty
421 dollars; (V) vendor and totalizator affiliates, for each contract of the
422 vendor or totalizator, two hundred fifty dollars; (W) gaming employee,
423 forty dollars; (X) nongaming vendor, two hundred fifty dollars; (Y)
424 gaming services, five hundred dollars; and (Z) gaming affiliate, two
425 hundred fifty dollars. For the purposes of this subdivision,
426 "concessionaire affiliate" means a business organization, other than a
427 shareholder in a publicly traded corporation, that may exercise control
428 in or over a concessionaire; and "concessionaire" means any individual
429 or business organization granted the right to operate an activity at [a
430 dog race track or] an off-track betting facility for the purpose of
431 making a profit that receives or, in the exercise of reasonable business
432 judgment, can be expected to receive more than twenty-five thousand
433 dollars or twenty-five per cent of its gross annual receipts from such
434 activity at such track or facility.

435 (b) The commissioner shall require each applicant for a license
436 under subdivision (2) of subsection (a) of this section to submit to state

437 and national criminal history records checks before such license is
438 issued. The criminal history records checks required pursuant to this
439 subsection shall be conducted in accordance with section 29-17a.

440 Sec. 6. Subsection (a) of section 12-572 of the general statutes is
441 repealed and the following is substituted in lieu thereof (*Effective*
442 *October 1, 2018*):

443 (a) The commissioner may establish or authorize the establishment
444 of such off-track betting facilities throughout the state for the purpose
445 of receiving moneys wagered on the results of races or jai alai games as
446 [he] the commissioner shall deem will serve the convenience of the
447 public and provide maximum economy and efficiency of operation,
448 provided the establishment of such a facility in any municipality for
449 the purpose of receiving moneys on the results of races or jai alai
450 games shall be subject to the approval of the legislative body of such
451 municipality which shall be given only after a public hearing on the
452 same. Until the effective date of transfer of ownership of the off-track
453 betting system, moneys received at such facilities shall be deposited in
454 a betting fund from which daily payments, in such amount as the
455 commissioner deems suitable, shall be made. If an operator of an off-
456 track betting facility intends to conduct wagering on [dog racing
457 events or] jai alai games, such operator (1) shall conduct wagering on
458 [dog racing events or] jai alai games conducted by any association
459 licensee which offers such [racing events or] games for off-track
460 betting, provided such operator obtains the written consent of such
461 licensee, and (2) may conduct wagering on out-of-state [dog racing
462 events or] jai alai games when no such association licensee is
463 conducting such [racing events or] games, provided such operator has
464 complied with the provisions of subdivision (1) of this subsection. No
465 operator of an off-track betting facility shall conduct wagering on any
466 [dog racing event or] jai alai game if such [racing event or] game is
467 conducted within forty miles of such facility unless such operator has
468 obtained the written consent of the licensee conducting such [racing
469 event or] game. An operator of an off-track betting facility may
470 conduct wagering on out-of-state dog racing events.

471 Sec. 7. Section 12-559 of the general statutes is repealed and the
472 following is substituted in lieu thereof (*Effective October 1, 2018*):

473 The commissioner may employ stewards for thoroughbred racing,
474 judges for harness racing [, greyhound racing] and jai alai, and
475 veterinarians who shall be exempt from classified service, and may
476 employ, subject to the provisions of chapter 67, such other employees
477 as may be necessary to carry out the provisions of this chapter. The
478 commissioner shall require such persons to submit to state and
479 national criminal history records checks before being employed. The
480 criminal history records checks required pursuant to this section shall
481 be conducted in accordance with section 29-17a. All persons employed
482 pursuant to this section, with the exception of any steward, judge or
483 veterinarian, shall be residents of the state at the time of and during
484 the full term of their employment.

485 Sec. 8. Subsection (b) of section 17a-713 of the general statutes is
486 repealed and the following is substituted in lieu thereof (*Effective*
487 *October 1, 2018*):

488 (b) The program established by subsection (a) of this section shall be
489 funded by imposition of: (1) A fee of one hundred thirty-five dollars on
490 each association license, for each performance of jai alai [or dog racing]
491 conducted under the provisions of chapter 226, provided no such
492 licensee shall contribute more than forty-five thousand dollars in any
493 one year; (2) a fee of twenty-five dollars for each teletheater
494 performance on each operator of a teletheater facility; and (3) the
495 amount received from the Connecticut Lottery Corporation pursuant
496 to section 12-818. The Commissioner of Consumer Protection shall
497 collect the fee from each association licensee or such operator on a
498 monthly basis. The receipts shall be deposited in the General Fund and
499 credited to a separate, nonlapsing chronic gamblers treatment and
500 rehabilitation account which shall be established by the Comptroller.
501 All moneys in the account are deemed to be appropriated and shall be
502 expended for the purposes established in subsection (a) of this section.

503 Sec. 9. Subdivision (1) of subsection (b) of section 19a-342 of the 2018

504 supplement to the general statutes is repealed and the following is
505 substituted in lieu thereof (*Effective October 1, 2018*):

506 (b) (1) Notwithstanding the provisions of section 31-40q, no person
507 shall smoke: (A) In any building or portion of a building owned and
508 operated or leased and operated by the state or any political
509 subdivision thereof; (B) in any area of a health care institution; (C) in
510 any area of a retail food store; (D) in any restaurant; (E) in any area of
511 an establishment with a permit issued for the sale of alcoholic liquor
512 pursuant to section 30-20a, 30-21, 30-21b, 30-22, 30-22c, 30-28, 30-28a,
513 30-33a, 30-33b, 30-35a, 30-37a, 30-37e or 30-37f, in any area of an
514 establishment with a permit for the sale of alcoholic liquor pursuant to
515 section 30-23 issued after May 1, 2003, and, on and after April 1, 2004,
516 in any area of an establishment with a permit issued for the sale of
517 alcoholic liquor pursuant to section 30-22a or 30-26 or the bar area of a
518 bowling establishment holding a permit pursuant to subsection (a) of
519 section 30-37c; (F) within a school building while school is in session or
520 student activities are being conducted; (G) in any passenger elevator,
521 provided no person shall be arrested for violating this subsection
522 unless there is posted in such elevator a sign which indicates that
523 smoking is prohibited by state law; (H) in any dormitory in any public
524 or private institution of higher education; or (I) on and after April 1,
525 2004, in any area of a [dog race track or a] facility equipped with
526 screens for the simulcasting of off-track betting race programs or jai
527 alai games. For purposes of this subsection, "restaurant" means space,
528 in a suitable and permanent building, kept, used, maintained,
529 advertised and held out to the public to be a place where meals are
530 regularly served to the public.

531 Sec. 10. Subdivision (1) of subsection (b) of section 19a-342a of the
532 2018 supplement to the general statutes is repealed and the following
533 is substituted in lieu thereof (*Effective October 1, 2018*):

534 (b) (1) No person shall use an electronic nicotine delivery system or
535 vapor product: (A) In any building or portion of a building owned and
536 operated or leased and operated by the state or any political

537 subdivision thereof; (B) in any area of a health care institution; (C) in
 538 any area of a retail food store; (D) in any restaurant; (E) in any area of
 539 an establishment with a permit issued for the sale of alcoholic liquor
 540 pursuant to section 30-20a, 30-21, 30-21b, 30-22, 30-22a, 30-22c, 30-26,
 541 30-28, 30-28a, 30-33a, 30-33b, 30-35a, 30-37a, 30-37e or 30-37f, in any
 542 area of establishment with a permit issued for the sale of alcoholic
 543 liquor pursuant to section 30-23 issued after May 1, 2003, or the bar
 544 area of a bowling establishment holding a permit pursuant to
 545 subsection (a) of section 30-37c; (F) within a school building while
 546 school is in session or student activities are being conducted; (G)
 547 within a child care facility, except, if the child care facility is a family
 548 child care home as defined in section 19a-77, such use is prohibited
 549 only when a child enrolled in such home is present; (H) in any
 550 passenger elevator, provided no person shall be arrested for violating
 551 this subsection unless there is posted in such elevator a sign which
 552 indicates that such use is prohibited by state law; (I) in any dormitory
 553 in any public or private institution of higher education; or (J) in any
 554 area of a [dog race track or a] facility equipped with screens for the
 555 simulcasting of off-track betting race programs or jai alai games. For
 556 purposes of this subsection, "restaurant" means space, in a suitable and
 557 permanent building, kept, used, maintained, advertised and held out
 558 to the public to be a place where meals are regularly served to the
 559 public.

560 Sec. 11. Section 12-574d of the general statutes is repealed. (*Effective*
 561 *October 1, 2018*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018</i>	12-574(i) to (s)
Sec. 2	<i>October 1, 2018</i>	12-574c
Sec. 3	<i>October 1, 2018</i>	12-574a
Sec. 4	<i>October 1, 2018</i>	12-575
Sec. 5	<i>October 1, 2018</i>	12-578
Sec. 6	<i>October 1, 2018</i>	12-572(a)
Sec. 7	<i>October 1, 2018</i>	12-559

Sec. 8	<i>October 1, 2018</i>	17a-713(b)
Sec. 9	<i>October 1, 2018</i>	19a-342(b)(1)
Sec. 10	<i>October 1, 2018</i>	19a-342a(b)(1)
Sec. 11	<i>October 1, 2018</i>	Repealer section

PS *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill results in no fiscal impact to the state or municipalities as greyhound racing has not occurred in Connecticut in more than a decade.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**SB 220*****AN ACT PROHIBITING THE OPERATION OF GREYHOUND RACING IN THE STATE.*****SUMMARY**

This bill repeals the statutes authorizing dog tracks and dog racing in Connecticut, but not those pertaining to off-track betting (OTB) on dog racing. It explicitly allows OTB operators to conduct betting on out-of-state dog races.

The bill also makes related technical changes and, among other things, specifically eliminates the dog-racing license and the laws pertaining to operating a dog race.

EFFECTIVE DATE: October 1, 2018

BACKGROUND***Dog Racing***

There is no active dog track or dog track licensee in the state, although dog racing remains legal. At one point, there were two greyhound tracks in Connecticut. Plainfield Greyhound Park, the state's first track, opened in 1976 and closed in 2005. A state jai alai track in Bridgeport was converted into the Shoreline Star greyhound racing facility in 1995. The race track closed in 2006, but the facility was renamed Winners Shoreline Star and operates simulcast wagering on thoroughbred and harness races, greyhound races, and jai alai.

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 14 Nay 11 (03/16/2018)